

April 1, 1993

LB 253, 431

advance it. It's common sense, a good piece of legislation and I thank Senator Kristensen for sponsoring it.

PRESIDENT MOUL: Thank you, Senator Bromm. Does anyone else wish to speak to this bill? Seeing none, do you have closing, Senator Kristensen?

SENATOR KRISTENSEN: Just real briefly, Madam President. Thank you, Senator Bromm, and I think that is an accurate depiction of what some of the situations have been and have led up to that. Again, for those of you who were not here when I opened, this is a very narrow bill that deals with the federal regulators and changes the burden of proof and gives our state law for those narrow actions brought by federal regulators up to the federal standard of proof where they would have gross negligence, willful or intentional misconduct, would have to be proven to bring actions against officers or directors. With that I would urge the advancement of LB 153. Thank you.

PRESIDENT MOUL: Thank you, Senator Kristensen. We will now vote on the motion to advance LB 253. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

ASSISTANT CLERK: 25 ayes, 0 nays on the motion to advance the bill.

PRESIDENT MOUL: LB 253 is advanced. LB 431.

ASSISTANT CLERK: LB 431 was introduced by Senator Rasmussen and a number of members. (Read title.) The bill was read for the first time on January 14, referred to the Health and Human Services Committee. They report the bill to General File with committee amendments, Madam President.

PRESIDENT MOUL: Senator Wesely.

SENATOR WESELY: Thank you, Madam President, members. The bill before us, LB 431 is a bill introduced by Senator Rasmussen and a number of other senators. It has been picked as a priority bill by Senator Schimek. The committee did have the hearing on the bill and did consider some changes to the legislation that are embodied in the committee amendments. Essentially we're trying to give more power to the Child Death Review Team to subpoena information so that they can review particular cases